

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION

TIMOTHY P. THOMASON,	)	
	)	
Plaintiff,	)	
	)	CASE NO. 3:05:CV:1056-F
vs.	)	
	)	
GMAC MORTGAGE	)	
CORPORATION,	)	
	)	
Defendant.	)	

**PLAINTIFF'S REPLY TO GMAC MORTGAGE CORPORATION'S  
RESPONSE TO PLAINTIFF'S MOTION TO REMAND**

Comes now the Plaintiff in the above styled cause and replies to  
GMAC Mortgage Corporation's Response to Plaintiff's Motion to Remand  
as follows:

1. Plaintiff relies upon his Brief filed in conjunction with  
Plaintiff's Motion to Remand and the authority cited therein.
2. Plaintiff further states that the Defendant has still failed to  
provide the Court with any evidentiary support for the  
proposition that Plaintiff's claims exceed \$75,000.00. Thus,  
Defendant has failed to meet its heavy burden of proving to a  
legal certainty that Plaintiff's claims exceed \$75,000.00.

WHEREFORE, the premises considered, Plaintiff respectfully requests that his Motion to Remand be granted and that he be granted such other relief as the Court may deem him entitled to receive.

*/S/ James R. McKoon, Jr.*

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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing has been served on the following by directing same of their office addresses through first-class, United States mail, postage prepaid, on this the 13<sup>th</sup> of December, 2005.

Reid S. Manley, Esq.  
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*/S/ James R. McKoon, Jr.*

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OF COUNSEL